

Filed for intro on 02/02/95
House Bill _____
By _____

<PrintHouse> Bill No. Senate No. SB0693
By Henry

AN ACT relative to locksmiths.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. (a) For purposes of this act "locksmith" means a person who is in the business of opening a locked door or of changing the lock or lock combination on a motor vehicle or residence for a fee.

(b) A locksmith shall obtain personal identification information from the person requesting a motor vehicle or residence be opened or requesting a change be made to the lock or lock combination on a motor vehicle or residence. The identification information shall include the date the service was provided, the person's name, address, and social security number, the driver license number if the request involves a motor vehicle, and the address of the residence or the location of the vehicle together with the type, vehicle identification number and license tag, whichever is appropriate.

(c) The locksmith shall retain the information required in subsection (b) at least one (1) year. Such records shall be available to all law enforcement officers for inspection at any reasonable time during business hours without prior notice or the necessity of obtaining a search warrant.

(d) In addition, if required by the local law enforcement agency where the main office or business establishment of the locksmith is located, the locksmith shall report the information required in subsection (b) to such law enforcement agency in the manner required by such agency.

(e) The requirements of this act shall apply in any county having a population in excess of one hundred thousand (100,000), according to the 1990 federal census or any subsequent federal census, and may apply in any other county upon a two-thirds (2/3) vote of the county legislative body.

SECTION 2. In addition to any other remedies which may be available, a civil action for damages may be maintained against the locksmith by the owner of record of the motor vehicle or residence if the locksmith fails to obtain identification or fails to retain or report the information in the manner required in Section 1 of this act.

SECTION 3. This act shall take effect July 1, 1995, the public welfare requiring it.

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